# CHATHAM BOARD OF HEALTH MANDATORY SEWER CONNECTION REGULATION

### 1. Authority and Purpose

These regulations are enacted under the authority of Massachusetts General Laws, Chapter 83, Section 3 and 11, and Chapter 111, Section 31 and 122 and 127, and are enacted for protection of the public health, safety, welfare and environment and for the further purpose of ensuring the protection of wetland resources and the public water supply.

#### 2. Mandatory Connection to the Sanitary Sewer System

- a. The owners of all houses, buildings or properties used for human occupancy, employment or recreation or structures which in any way generate wastewater flows, situated within the Town of Chatham and abutting on any street, alley or right-of-way in which there is located, or may in the future be located, a public sanitary sewer line of the Town of Chatham, shall be required to connect to the same by a building sewer as defined in the Town of Chatham Sewer Regulations. Such connection shall be within one year from the date of the official mailed notice of sewer service availability, by the Town of Chatham, acting by and through the Board of Water and Sewer Commissioners, or its successor.
- b. All properties as to which such notice has been mailed and to which ownership is transferred, shall be required to connect to the sewer line within 30 days of transfer.
- c. The Board of Health shall have the authority to defer deadlines in this regulation if, in the solid opinion of said Board, the provisions of this regulation impose an exceptional burden on a property owner. Requests for deferment must be submitted in writing.
- d. Any property owner who has installed an alternative septic system less than 10 years prior to an order to connect may, upon approval by the Board of Health, defer connection to town sewer to allow them to utilize their alternative septic system for a total of ten years from the date of the issuance of the certificate of compliance for said system. If the property is transferred during that time the property shall be connected to the public sewer at the time of transfer.
- e. All costs and expenses associated with the installation and connection to the public sewer shall be the sole responsibility of the property owner, and shall be governed by the Town of Chatham Sewer Connection Regulations.
- f. Property owners shall immediately following connection to the public sewer abandon any septic tanks, cesspools, and similar private wastewater disposal facilities serving said property in a manner approved by the Board of Health. Any abandonment procedure requires a Disposal Works Permit issued by the Board of Health.

# 3. Severability

If any portion, sentence or clause is held invalid, the remainder of the regulation shall remain in full force and effect.

# 4. Violations and Penalties

Any person who violates these regulations shall be subject to a fine of \$200.00 for each violation (see G.L. c.83, §11.) Each day a violation continues shall be deemed a separate offense.

The Board of Health or its enforcement officer(s) shall enforce this regulation. Any violation of these regulations may be enforced and punished by the provisions of the Code of Administrative Legislation, General Provisions, Section 1.1 et seq., non-criminal disposition.

# 5. Effective Date

These regulations shall be effective upon publication in accordance with G.L. c111, §31 and upon filing an attested copy to the Department of Environmental Protection and shall so remain in effect until modified or amended by the Chatham Board of Health.

Published:	
Signed:	
Ronald Broman, Chairman	
Mary Ann Gray, Vice Chairman	
Edward Sheehan, Member	
Allen Ward, M.D., Member	
Ted Whittaker, Member	